



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY
REGION III
841 Chestnut Building
Philadelphia, Pennsylvania 19107-4431

Dr. Phillip Masciantonio
USX Corporation
4000 Technical Center Drive
Monroeville, Pennsylvania 15146

OCT 22 1993

Dear Dr. Masciantonio:

Please be informed that a final rulemaking entitled "National Emission Standards for Hazardous Air Pollutants for Source Categories; Coke Oven Batteries", which adds Subpart L to 40 CFR Part 63, was signed by the Administrator on October 18, 1993. The final rule will be published in the *Federal Register* soon.

It is expected that this rule will be implemented and enforced by State and local authorities. However, the delegation process may take some time.

Please be advised that, in accordance with the rule, EPA, Region III is the agency primarily responsible for implementation and enforcement of the rule until such time as the delegation is granted to the appropriate state and/or local authorities. At that time, while EPA will retain authority to enforce the regulations, the primary responsibility for enforcement and implementing will be placed with the state/local authorities.

As you are undoubtedly aware, as specified in the Clean Air Act Amendments of 1990, daily compliance inspections must begin on November 15, 1993 for sources choosing an extension of the compliance date for residual risk standards (LAER track). This provision is incorporated in the final rule at § 63.307. Sources choosing the extension schedule must notify the Administrator by November 15, 1993. In accordance with § 63.309(a)(5)(ii), affected sources are required to enter into a contract providing for inspections and performance tests within thirty days of this notice. Because of unforeseen delays in promulgating the final rule there are fewer than thirty days between the issuance of this notice and the November 15 statutory date. Sources are being encouraged to make every effort to satisfy the statutory requirement.

Sources not on the extension schedule (MACT track) must begin inspections by December 31, 1995. Owners of coke oven batteries intended to be shutdown by December 31, 1995, thus being exempt from the bleeder stack control requirements of § 63.307, must identify the batteries in a declaration of shutdown to the Administrator within two weeks of rule promulgation.

If you have any questions regarding this information, please contact Mr. Michael Ioff, P.E., of my staff, at (215) 597-9858.

Sincerely,

A handwritten signature in dark ink, appearing to read "Bernard E. Turlinski", is written over the typed name.

Bernard E. Turlinski, Chief
Air Enforcement Branch

cc: Mr. Ronald Chleboski
Mr. Joseph Pezze